GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police - Representation of N.Jyotsna Devi, W/o late Sri N.N.Satyanarayana, Ex-PC 1281, East Godavari District – Request for setting-aside the punishment of "Removal from Service" imposed on her husband with all consequential benefits – Allowed - Orders – Issued.

HOME (SER.II) DEPARTMENT

G.O.RT.No. 525 Dated: 02-07-2018

Read the following:-

1) Letter from N.Jyotsna Devi, W/o late N.N.Satyanarayana, Ex PC-1281, dated: 13-02-2018 along with a copy of order dated: 01-02-2018 of APHC in W.P. W.P.No.3110/2018.
2) Govt.Memo.No.569 (P)/Ser.II/A1/2018, dated: 15-02-2018.
3) From the Assistant Register, Hon'ble High Court of A.P., W.P.No.3110 of 2018, Dated: 01.02.2018.
4) From the Director General of Police, Andhra Pradesh, Mangalagiri, Lr.Rc.No.253/T1/2018, dated: 03-04-2018

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ORDER:-

In the reference 1st read above, Smt N.Jyostna Devi W/o Late N.N.Satyanarayana, Ex PC-1281 of East Godavari District has requested the Government to set-aside the punishment of "Removal from Service" imposed on her husband and to grant all consequential benefits like family pension etc.

2. In the reference 2nd read above, the Director General of Police, Andhra Pradesh has been requested to furnish his specific remarks on the request of Smt N.Jyotsna Devi W/o late N.N.Satyanarayana, Ex PC-1281 of East Godavari District.

3. In the reference 3rd read above, the DGP, AP, has stated that Sri N.N.Satyanarayana, Ex.PC-1281, East Godavari district, was handed upon with the Major Charge under Rule-20, of APCS (CC&A) Rules, 1991, by the Superintendent of Police, East Godavari Dist., vide Memo.No.28/OEPR /2011, dt.09.08.2011, for the following delinquency:-

> Sri N.N. Satyanarayana, PC 1281 of Rampachodavaram PS formerly of VR/AR Kakinada absented himself from duty on 13-04-2011 and completed 21 days desertion period by 04-05-2011.
>
> "Exhibited gross neglect of duty and reprehensible conduct by absenting for duty without any leave or permission and become deserter w.e.f.13-04-2011 FN. Thus he violated Rule 3 of APCS [Conduct] Rules, 1964"

4. The Inspector of Police, Parthipadu Circle, who was appointed as an Enquiry Officer conducted the Oral Enquiry and submitted 'Findings/Minutes' vide C.No.28/OEPR/2011, dated: 14-09-2012 and held the Charge as "Proved".

5. The Superintendent of Police, East Godavari District duly following the prescribed procedure, has awarded the penalty of "Removal from service" on N.N.Satyanarayana, ExPC-1281 of East Godavari District treating the absence period from 13-04-2011 FN to 12-07-2011 FN as 'Leave Without Pay', by vide Proceedings C.No.28/OEPR/2011, date: 18.04.2013.

6. The Appeal petition of the delinquent PC was considered and rejected by the Deputy Inspector General of Police, Eluru Range, vide Proceedings C.No.50/Appeal-P1/2013, dated: 11.11.2013.

[P.T.O]

7. Aggrieved by the decision of the Appellate Authority, Sri N.N.Satyanarayana, Ex PC 1281, without exhausting the Revision channel lies with the I.G.P., North Coastal Zone, has directly approached the Hon'ble APAT, Hyderabad, and filed O.A.No.9363/2013.

8. After filing Original Application, the applicant died on 02-02-2015. His wife Smt N.Jyostna Devi got herself impleaded as his legal representative.

9. The Hon'ble APAT in its order dated: 02.03.2017 has dismissed the O.A No.9363 of 2013 filed by Sri N.N.Satyanarayana, Ex PC 1281.

10. Aggrieved by the orders of the Hon'ble A.P.A.T, Smt N.Jyostna Devi, W/o Late N.N.Satyanarayana, ExPC-1281, has filed Writ Petition No. 3110/2018 before the Hon'ble High Court. The Hon'ble High Court in its order dated: 01.02.2018 in W.P.No.3110 of 2018 filed by N.Jyotsna Devi has directed the 1st respondent i.e., the Principal Secretary to Govt., Home Dept., AP., to take a decision on the Review petition filed by the petitioner, i.e., widow of the deceased employee, on 23-11-2017, within a period of four weeks from the receipt of this order, without being influenced by any of the observations made by the learned Tribunal in O.A. No. 9363 of 2013.

11. Accordingly, Smt N.Jyotsna Devi W/o late N.N.Satyanarayana, Ex PC-1281, has made a representation to the Government requesting to set-aside the punishment of "Removal from Service" imposed on her husband and to grant all consequential benefits.

12. Government after careful examination of the entire issue and in view of the obvious ill-health of the PC and his consequent demise, hereby set-aside the punishment of "Removal from Service" imposed on Late N.N.Satyanarayana, ExPC-1281 of East Godavari District with permission to grant all consequential benefits. The period of absence will continue as Leave without pay.

13. The Director General of Police, AP, shall take further necessary action in the matter. The records received through the letter 4th read above are returned herewith and receipt of the same should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Mangalagiri.
Copy to:-
The individual concerned (through the D.G.P., A.P.,)
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER